

Posted: January 8, 2018  
Lacey Hutchison  
4:30 P.M.  
REVISED: January 9, 2019  
Lacey Hutchison  
1:15 P.M.

**BEFORE THE PUBLIC SERVICE COMMISSION**

**AGENDA**

**January 15, 2019**

***THIS MEETING WILL NOT BE CONDUCTED BY VIDEOCONFERENCE.  
THIS MEETING WILL BE VIDEO STREAMED LIVE AT 1:00 P.M.***

**I.** Call Meeting to Order - **1:00 P.M.**, Dover

**II. READING OF THE MEETING MINUTES:**

- December 20, 2018

**III. CONSENT AGENDA:**

1. IN THE MATTER OF THE APPLICATION OF DELMARVA POWER AND LIGHT COMPANY FOR APPROVAL OF QUALIFIED FUEL CELL PROVIDER PROJECT TARIFFS (FILED DECEMBER 19, 2017) - PSC DOCKET NO. 18-1305
- 

Commission to consider:

- Application (PREVIOUSLY SENT TO COMMISSIONERS)
  - [Staff Memorandum](#)
  - [Proposed Order No. 9329](#) for approval of Delmarva Power & Light Company's QFCP-RC Compliance filing for the February 2019 rate.
2. IN THE MATTER OF THE APPLICATION OF TIDEWATER UTILITIES, INC., FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES TO 61 PARCELS OF LAND DISTRIBUTED BETWEEN GEORGETOWN, LEWES, FRANKFORD, AND OCEAN VIEW, SUSSEX COUNTY, DELAWARE PURSUANT TO 26 DEL. C. § 203C. ("GEORGETOWN - LEWES") (FILED JANUARY 6, 2006, AMENDED FEBRUARY 6, 2006 AND AUGUST 25, 2006) - PSC DOCKET NO. 06-CPCN-01

IN THE MATTER OF THE APPLICATION OF TIDEWATER UTILITIES, INC. TO ABANDON UNDER 26 DEL. C. § 203A(d) WATER SERVICES PROVIDED UNDER A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY. ("PARCEL NOS. 235-30.00-63.00 AND 235-30.00-63.01") (FILED NOVEMBER 28, 2018) - PSC DOCKET NO. 18-1226

---

Commission to consider:

- Application (PREVIOUSLY SENT TO COMMISSIONERS)
- [Staff Memorandum](#)
- [Proposed Order No. 9323](#) which would grant Tidewater Utilities, Inc.'s request to abandon a portion of its water services under its Certificate of Public Convenience and Necessity for two parcels of land in Sussex County, Delaware

3. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. § 203C ("GEORGETOWN63.00 & GEORGETOWN63.01") (FILED NOVEMBER 21, 2018) - PSC DOCKET NO. 18-1215
- 

Commission to consider:

- Application (PREVIOUSLY SENT TO COMMISSIONERS)
  - [Staff Memorandum](#)
  - [Proposed Order No. 9324](#) which would grant Artesian Water Company, Inc.'s request for a Certificate of Public Convenience and Necessity to provide water services to two parcels of land in Sussex County, Delaware
4. IN THE MATTER OF THE APPLICATION OF TELIAX, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES BASED AND RESOLD LOCAL EXCHANGE AND INTRALATA INTEREXCHANGE TELECOMMUNICATIONS SERVICES (SUBMITTED JUNE 15, 2018; FILED DECEMBER 14, 2018) - PSC DOCKET NO. 18-0913
- 

Commission to consider:

- Application (PREVIOUSLY SENT TO COMMISSIONERS)
  - [Staff Memorandum](#)
  - [Proposed Order No. 9325](#) that would grant the application for a Certificate of Public Convenience and Necessity to provide facilities based and resold local exchange and intralata interexchange telecommunications services within the State of Delaware
5. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. § 203C (FILED NOVEMBER 29, 2018 - (LIGHTHOUSE58.01, PYLES67.00, MARTIN31.00, LIGHTHOUSE47.01, AND SOUTHBETHANY23.00) - PSC DOCKET NO. 18-1251
- 

Commission to consider:

- [Application](#)
- [Staff Memorandum](#)
- [Proposed Order No. 9326](#) which would grant Artesian's request for a Certificate of Public Convenience and Necessity to provide water service to seven parcels located in Sussex County, Delaware

6. IN THE MATTER OF THE APPLICATION OF MAGNA5, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE INTRASTATE RESOLD LOCAL EXCHANGE AND INTEREXCHANGE TELECOMMUNICATIONS SERVICES IN THE STATE OF DELAWARE (SUBMITTED OCTOBER 9, 2018); (FILED NOVEMBER 8, 2018) -  
PSC DOCKET NO. 18-1123
- 

Commission to consider:

- Application (PREVIOUSLY SENT TO COMMISSIONERS)
- [Staff Memorandum](#)
- [Proposed Order No. 9328](#) that would grant the application for a Certificate of Public Convenience and Necessity to provide intrastate resold local exchange and interexchange telecommunications services within the State of Delaware

**IV. REGULAR AGENDA:**

1. IN THE MATTER OF THE FORMAL COMPLAINT OF FISHING, INC. AGAINST DELMARVA POWER & LIGHT COMPANY DISPUTING DISCONNECT AND THE AMOUNT OF BILL ALLEGING THEFT OF ELECTRIC SERVICE  
(FILED AUGUST 7, 2018) - PSC DOCKET NO. 18-1018
- 

Commission to consider:

- [Finding and Recommendations of the Hearing Examiner](#)  
(PREVIOUSLY SENT TO COMMISSIONERS)
  - [No Exceptions to Finding and Recommendations of the Hearing Examiner from DPA](#)  
(PREVIOUSLY SENT TO COMMISSIONERS)
  - [No Exceptions to Finding and Recommendations of the Hearing Examiner from Staff](#)  
(PREVIOUSLY SENT TO COMMISSIONERS)
  - [Delmarva's Exceptions to the Finding and Recommendations of the Hearing Examiner](#)  
(PREVIOUSLY SENT TO COMMISSIONERS)
  - [Proposed Order No. 9320](#) approving the Findings and Recommendations of the Hearing Examiner
2. IN THE MATTER OF THE ESTABLISHMENT OF THE ANNUAL MOTOR VEHICLE DEALERS ASSESSMENT FOR 2019 (FILED JANUARY 3, 2019) -  
PSC DOCKET NO. 19-0003
- 

Commission to consider:

- [Staff Memorandum](#)
- [Proposed Order No. 9327](#) waiving the assessment for 2019

**V. HEARING SCHEDULE:**

**VI. PUBLIC COMMENT:**

**VII. DIRECTOR'S COMMENTS:**

- Staff to provide update regarding legal issues impacting the Commission

**NOTE: The Commission may convene in Executive Session under 29 Del. C. §10004(b)(6) for the purpose of discussing a legal matter of a privileged or confidential nature. This information is not a matter of public record as defined in 29 Del. C. §10002 (1)(2).**

- Next Commission Meeting - January 31, 2018
- Other Comments

**N O T I C E**

Pursuant to 29 Del. C. §10004(e) (2), this Agenda may be changed to include additional items including executive sessions or to delete items that arise at the time of the Commission meeting.

Commission Staff or other parties may provide the Commission with Proposed Orders to help expedite the administrative process; however, the Commission will consider each Agenda item independently, determine any appropriate actions and may approve, revise or reject any Proposed Orders consistent with the Commission's determination.

During the Meeting, an executive session closed to the public may be called for certain purposes, including, but not limited to, strategy sessions to discuss pending or potential litigation, discussions of confidential documents, and certain personnel matters.

Items marked with an "\*\*\*" were added following the initial Agenda posting. An explanation for their addition to the Agenda is included following the description of the particular item.

Interested persons should contact the Commission at 1-800-282-8574 (within Delaware) for information or questions about the Agenda. The Agenda may also be viewed, after posting, at the Commission's Internet website found at [depsc.delaware.gov](http://depsc.delaware.gov).